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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

The Estate of MATTHEW REYNOLDS,

Plaintiff,

v.

OREGON DEPARTMENT OF HUMAN  
SERVICES, a governmental agency;  
ANGELA KNEELAND, in her individual  
capacity; REIGNA RUSHFORD, in her  
individual capacity; RHONDA IRISH, in her  
individual capacity; AMY YOUNGFLESH, in  
her individual capacity; and JANE and JOHN  
DOES 1-5; in their individual and/or official  
capacities,

Defendants.

OREGON DEPARTMENT OF HUMAN  
SERVICES, a governmental agency;  
ANGELA KNEELAND, an individual;  
REIGNA RUSHFORD, an individual;  
RHONDA IRISH, an individual; and AMY  
YOUNGFLESH, an individual,

Third-Party Plaintiffs,

Case No. 3:23-cv-0705-SB

DEFENDANTS OREGON DEPARTMENT  
OF HUMAN SERVICES, ANGELA  
KNEELAND, REIGNA RUSHFORD,  
RHONDA IRISH, AND AMY  
YOUNGFLESH'S THIRD-PARTY  
COMPLAINT

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REIGNA RUSHFORD, RHONDA IRISH, AND AMY YOUNGFLESH'S THIRD-PARTY  
COMPLAINT

ET2/bm6/Reynolds 0705 PLD Third-Party Complaint

Department of Justice  
1162 Court Street NE  
Salem, OR 97301-4096  
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v.  
MARLYNNE REYNOLDS,  
Third-Party Defendant.

**THIRD-PARTY COMPLAINT**

**Against Marlynne Reynolds**

1.

Defendants Oregon Department of Human Services, Angela Kneeland, Reigna Rushford, Rhonda Irish, and Amy Youngflesh (collectively, the “State Defendants / Third-Party Plaintiffs”), in support of their Third-Party Complaint against Third-Party Defendant Marlynne Reynolds, allege as follows.

2.

Plaintiff filed suit against the State Defendants / Third-Party Plaintiffs alleging, among other things, that they are responsible for the emotional distress, personal injury, and death of Matthew Reynolds (“Decedent”).

3.

Third-Party Defendant was the mother of Decedent and is the sole beneficiary of his estate but does not represent his estate in this action.

4.

At all times material to Plaintiff’s lawsuit, until the removal of Decedent from the physical custody of the Third-Party Defendant on March 11, 2021, the Third-Party Defendant had primary responsibility for Matthew’s supervision and care, including but not limited to ensuring that he followed the treatment and care recommended by his medical team.

## **FIRST CLAIM FOR RELIEF**

### **Contribution**

5.

The State Defendants / Third-Party Plaintiffs incorporate by reference its preceding allegations.

6.

Any of Decedent's damages arising from emotional distress, personal injury, and death, were caused in whole or in part by the Third-Party Defendant. The Third-Party Defendant was negligent in one or more of the following ways:

- a. Failing to adequately monitor Decedent's weight, diet, and exercise;
- b. Failing to ensure that Decedent had adequate dental hygiene and dental care;
- c. Failing to ensure Decedent was using his BiPAP;
- d. Failing to communicate with Decedent's medical team;
- e. Failing to make and keep appropriate medical appointments for Decedent; and
- f. Otherwise failing to provide appropriate care and supervision of Decedent.

7.

If the State Defendants are found liable to Plaintiff, they are entitled to contribution from the Third-Party Defendant for her proportional share of fault, pursuant to ORS 31.800 *et seq.*, and her fault must be considered by the jury pursuant to ORS 31.600 *et seq.*

WHEREFORE, the State Defendants / Third-Party Plaintiffs pray for judgment in its favor and against Third-Party Defendant Marlynne Reynolds for any amounts awarded the State Defendants, incurred costs and fees, and further relief as the Court may deem appropriate.

DATED June 2, 2023.

Respectfully submitted,

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Of Attorneys for Defendants/Third-Party  
Plaintiffs

**CERTIFICATE OF SERVICE**

I certify that on June 2, 2023, I served the foregoing DEFENDANTS OREGON DEPARTMENT OF HUMAN SERVICES, ANGELA KNEELAND, REIGNA RUSHFORD, RHONDA IRISH, AND AMY YOUNGFLESH'S THIRD-PARTY COMPLAINT upon the parties hereto by the method indicated below, and addressed to the following:

Steven V Rizzo  
Mary Skjelset  
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☒ MAIL DELIVERY  
☐ OVERNIGHT MAIL  
☒ SERVED BY E-FILING  
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